

Remarks

As compared with the amendment filed 11/9/2009, claim 1 has been corrected to recite the step of

- a. attaching a positive-electrolyte-negative cell (PEN) to said frame,

as was included in the previously filed claims (September 10, 2008). The examiner is correct that this limitation was inadvertently omitted from the amendment filed 11/9/2009.

Claims 1, 13, and all remaining claims by virtue of dependency have been amended to recite that at least one of the frame and said separator plate have support bumps. Written and graphical support for this amendment is shown and described at Figure 5 and in the paragraph bridging pages 10 and 11. No new matter is added thereby. Claims 1, 13, and all remaining claims by virtue of dependency have been amended to recite that the seal formed between the outer edge of the separator plate and the frame forms a manifold allowing the flow of gasses across the PEN cell. Support for this amendment is shown and described at paragraph 0011. No new matter is added thereby.

Conclusion

Applicant has made an earnest attempt to place the above referenced application in condition for allowance and action toward that end is respectfully requested. Should the Examiner have any further observations or comments, she is invited to contact the undersigned for resolution.

Respectfully submitted,

/s/
Douglas E. McKinley, Jr.
Reg. No. 40,280

1/3/2010
Date